

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

PLANNED PARENTHOOD SOUTH)	
ATLANTIC, <i>et al.</i> ,)	
)	
Plaintiffs,)	
)	
v.)	
)	
JOSHUA STEIN, <i>et al.</i> ,)	Case No. 1:23-cv-00480-CCE-LPA
)	
Defendants,)	
)	
and)	
)	
PHILIP E. BERGER, <i>et al.</i> ,)	
)	
Intervenor-Defendants,)	

JOINT MOTION FOR A BRIEFING SCHEDULE

At the hearing on Plaintiffs’ motion for a temporary restraining order on June 28, 2023, the Court ordered that the parties confer regarding scheduling the resolution of Plaintiffs’ motion for a preliminary injunction. On June 30, 2023, the Court entered a temporary restraining order that will remain in effect until noon on July 14, 2023. Doc. 31. Today, July 5, 2023, Plaintiffs filed a joint motion with the consent of all parties to extend the temporary restraining order until such time as the Court rules on their renewed request for a preliminary injunction. Doc. 33.

To date, the parties have been unable to reach a joint proposed schedule for briefing Plaintiffs’ motion for a preliminary injunction. The position of each party as to a proposed schedule follows:

Plaintiffs

Filing	Due Date
Plaintiffs' Amended Complaint ¹	July 28, 2023
Plaintiffs' Renewed Motion for Preliminary Injunction	July 28, 2023
Defendants' and Intervenor's Oppositions to Plaintiffs' Renewed Motion for Preliminary Injunction	August 18, 2023
Defendants' and Intervenor's Answer or Motion to Dismiss Amended Complaint	August 18, 2023
Plaintiffs' Reply Supporting Preliminary Injunction	September 1, 2023
Plaintiffs' Response to Motion to Dismiss	September 1, 2023
Defendants' and Intervenor's Reply Supporting Motion to Dismiss	September 8, 2023
Hearing on Renewed Request for Preliminary Injunction	September 12 or 13, 2023

Intervenor-Defendants

Filing	Due Date
Expert Witness Disclosure with reports by Plaintiffs and Attorney General Stein	July 10, 2023
Expert Witness Disclosure with reports by Intervenor and Remaining Defendants	July 28, 2023
Depositions of Expert Witnesses	August 1–9, 2023
Plaintiffs' and Attorney General Stein's Opening Brief	August 16, 2023
Intervenor's and Remaining Defendants' Response Brief	August 30, 2023
Plaintiffs' and Attorney General Stein's Reply Brief	September 6, 2023
Hearing on Preliminary Injunction	September 12 or 13, 2023

¹ As the Court is aware, due to legislative amendments, the challenged statute has changed considerably since Plaintiffs filed this action.

Defendants

Defendants Attorney General Joshua H. Stein; District Attorney O'Neill; Secretary Kody H. Kinsley; Michaux R. Kilpatrick; Racquel Ingram; and District Attorneys Williams, Merriweather, Crump, Nieman, Deberry, West, Freeman, and David, all take no position on the proposed schedule.

Dated: July 5, 2023

Respectfully submitted,

FOR ALL PLAINTIFFS:

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**Special appearance filed*

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